IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 18036 of 2004

Between:

Teki Surya Rao,

S/o. Ramamurthy,
Contractor,Hindu,

Gajulaveedhi, Srikakulam,

Srikakulam District.

..... PETITIONER

AND

1 The Commissioner,

Social Welfare Department,

Social Welfare Bhavan,
Masab Tank, Hyderabad - 500 028.
2 The Deputy Director,

Social Welfare Department,
Srikakulam.
3 The Executive Engineer,

District S.C.COOP. Society,
Srikakulam, Srikakulam District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or direction more particularly one in the nature of Writ of MANDAMUS, or any other appropriate Writ, directing the respondents herein to pay an amount of Rs.25,566/- as admitted by the 3rd respondent vide his letter addressed to the 2nd respondent in Lr.Rc.No.Nil/M/EE/SA/DT 26-07-2001 to with permissible interest, pursuant to the execution of the contractual work, as per the terms of the contract by which they are governed and within a stipulated time.

Counsel for the Petitioner: Mr. METTACHENDRA SEKHAR RAO
Counsel for the Respondents: GP FOR SOCIAL WELFARE

The Court at the stage of admission made the following ORDER:

The petitioner submits that he is a Contractor. He entered into a contract with the 3rd respondent for execution of a certain work. On 26-7-2001 the 3rd respondent reported the 2nd respondent that the petitioner completed the work and requested to release Rs.25,566/- towards payment to the petitioner. The grievance of the petitioner is that till now the 2nd respondent did not make any payment for the work executed by him. The petitioner, therefore, approached this Court seeking a direction to the 2nd respondent to pay the amount of Rs.25,566/- as admitted by the 3rd respondent through the letter dated 26-7-2001.

In the light of the circumstances explained by the petitioner, the respondents 1 and 2 are directed to verify the records and, if satisfied with the work already executed, shall release Rs.25,566/- to the petitioner within two months from the date of receipt of a copy of this order.

The Writ Petition is accordingly disposed of.

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(Dr. G.YETHIRAJULU,J)

6th October, 2004.

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To

1 The Commissioner,

Social Welfare Department,

Social Welfare Bhavan,
Masab Tank, Hyderabad - 500 028.

2 The Deputy Director,

Social Welfare Department,
Srikakulam.

3 The Executive Engineer,

District S.C.COOP. Society,
Srikakulam, Srikakulam District.

4 Two CCs to the GP for Social Welfare,

High Court of A.P.,Hyderabad (O.U.T.)

5 Two CD Copies.